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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/996,064	11/28/2001	Sunil H. Contractor	60027.0081US01	1161

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EXAMINER

LE, KAREN L

ART UNIT	PAPER NUMBER
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2642

DATE MAILED: 04/22/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/996,064

Applicant(s)

CONTRACTOR, SUNIL H.

Examiner

Karen Le

Art Unit

2642

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 1/30/04.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This action is in response to applicant's response filed on March 21, 2002. Claims 1-20, are now pending in the present application. **This action is made non-final.**

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act of 1999 (AIPA) do not apply to the examination of this application as the application being examined was not (1) filed on or after November 29, 2000, or (2) voluntarily published under 35 U.S.C. 122(b). Therefore, this application is examined under 35 U.S.C. 102(e) prior to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

3. Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Savaglio et al. (U.S. 6,415,019).

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Regarding claims 1, 10, and 16, Savaglio teaches a method of providing location information of a calling device (fig. 1, item 24 or 26) to a called device (Fig. 1, item 19), comprising:

Receiving into a signal switching point (fig. 1, item ³²~~24~~) a call trigger emanating from the calling device (Fig. 1, item 24), generating a query from the signal switching point to a signal transfer point, the query containing an identifier of the calling device, delivering the query from the signal transfer point to a signal control point, accessing location information associated with the identifier of the calling device from a database linked to the signal control point, delivering the location information from the signal control point to the signal switching point through the signal transfer point, and providing the location information from the signal switching point to the called device (Col. 1, lines 58-64, Col. 2, lines 45-58).

Regarding claims 2, 4, 11, and 17, Savaglio further teaches detecting from the call trigger at the signal switching point an identifier of the called device, detecting from the identifier of the called device whether to deliver location information of the calling device to the called device, and when it is detected that location information of the calling device is to be delivered to the called device, then delivering the query, accessing the location information, delivering the location information to the signal switching point, and providing the location information to the called device (Col. 2, lines 15-30).

Regarding claims 3, 12, and 18, Savaglio teach detecting from the call trigger at the signal switching point whether a privacy indicator is provided from the calling device. Savaglio further teaches when a privacy indicator is not detected, then delivering the query, accessing the location information, delivering the location information to the signal switching point, and

providing the location information to the called device (Col. 3, lines 15-30). When there is no “privacy” involved by the calling party, the claims read on Normal caller ID feature, wherein information about the calling party is provided to the called party.

Regarding claims 5, 13, and 19, Savaglio further teaches the location information is a zip code where the calling device is located (Col. 3, lines 29-30).

Regarding claims 6, and 14, Savaglio further teaches the location information is planar coordinates for a location of the calling device (Col. 3, lines 29-30).

Regarding claims 7, 15, and 20, Savaglio further teaches the call trigger comprises a dial number corresponding to the called device (Col. 3, lines 15-16).

Regarding claim 8, Savaglio further teaches the location information is encoded in binary coded decimal form (Col. 3, lines 34-37).

Regarding claim 9, Savaglio further teaches receiving the call trigger from the calling device (fig. 1, item 24 or 26) at an originating signal switching point (Fig. 1, item 32), and transmitting the call trigger and identifier of the calling device from the originating signal switching point to the signal switching point (Fig. 1, item 14) that generates the query.

Response to Arguments

4. Applicant's arguments with respect to claims 1-20 have been considered but are moot in view of the new ground(s) of rejection.

Conclusion

5. Any response to this action should be mailed to:

Commissioner of Patents and Trademarks
Washington, D.C. 20231

Or faxed to:


Hand-delivered responses should be brought to
Crystal Park II, Sixth Floor (Receptionist)
2121 Crystal Drive
Arlington, VA 22202

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karen Le whose telephone number is 703-308-4998. The examiner can normally be reached on Monday - Friday from 8:30 A.M. to 5:00 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ahmad Matar, can be reached on (703) 305-4731. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-305-4750.

Karen Le
KLL
April 13, 2004


AHMAD F. MATAR
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2700